



DT02 Rec'd PCT/

27 JAN 2005

PCT

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: January 24, 2005

Signature:

Andrea Silverman
(Andrea Silverman)

Docket No.: BIDM-P01-013
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

John V. Frangioni

Application No.: 10/517280

Filed: November 19, 2004

For: DEVICE FOR WAVELENGTH-SELECTIVE
IMAGING

Confirmation No.: 5705

Art Unit: N/A

Examiner: Not Yet Assigned

January 24, 2005

INFORMATION DISCLOSURE STATEMENT (IDS)

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 CFR 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached PTO/SB/08 (Exhibit A). It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

This Information Disclosure Statement is filed within three months of the U.S. filing date (37 CFR 1.97(b)(1)). Accordingly, no fee is deemed necessary.

PCT/US03/16285 is the international application which corresponds to the subject application. An International Search Report was issued February 24, 2004 in connection with this PCT application. A copy of the Search Report is attached as Exhibit B. Each of the references cited in the Search Report is listed on the attached PTO/SB/08 form.

Copies of references AA-AF on the PTO/SB/08 are not provided since the USPTO has waived the requirement for supplying copies of U.S. patents and patent applications for applications filed after June 2003. A copy of reference BA is enclosed.

9622766.1

In accordance with 37 CFR 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 CFR 1.56(a) exists. In accordance with 37 CFR 1.97(h), the filing of this Information Disclosure statement shall not be construed to be an admission that any patent, publication or other information referred to therein is "prior art" for this invention unless specifically designated as such.

It is submitted that the Information Disclosure Statement is in compliance with 37 CFR 1.98 and the Examiner is respectfully requested to consider the listed references.

The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 18-1945, under Order No. BIDM-P01-013.

Dated: January 24, 2005

Respectfully submitted,

By 
Spencer H. Schneider
Registration No.: 45,923
ROPES & GRAY LLP
45 Rockefeller Plaza
New York, New York 10111-0087
(212) 497-3615
(212) 841-5725 (Fax)
Attorneys/Agents For Applicant



Substitute for form 1449A/B/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

				Complete if Known	
Application Number	10/517280				
Filing Date	November 19, 2004				
First Named Inventor	John V. Frangioni				
Art Unit	N/A				
Examiner Name	Not Yet Assigned				
Sheet	1	of	1	Attorney Docket Number	BIDM-P01-013

U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document Number Number-Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
AA	US-4,807,026	02/21/1989	Nishioka et al.		
AB	US-Re. 34,411	10/19/1993	Nishioka et al.		
AC	US-5,474,910	12/12/1995	Alfano		
AD	US-6,061,591	05/09/2000	Freitag et al.		
AE	US-6,293,911	09/25/2001	Imaizumi et al.		
AF	US-2002/049386	04/25/2002	Muller et al.		

FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Foreign Patent Document Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
BA	EP 177761		02/06/2002	Fuji Photo Film Co. Ltd.		

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

NON PATENT LITERATURE DOCUMENTS

Examiner Initials	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹Applicant's unique citation designation number (optional). ²Applicant is to place a check mark here if English language Translation is attached.

Examiner Signature	Date Considered
--------------------	-----------------